IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 14TH DECEMBER 2007 / 23RD AGRAHAYANA 1929

Bail Appl..No. 7712 of 2007()

AGAINST THE ORDER DATED 23/11/2007 IN CMP 4145/2007 IN CP.71/2006 of J.M.F.C.-I,THAMARASSERY
CRIME NO.47/CR/2006 OF CBCID, KOZHIKODE

.....

: PETITIONER/ACCUSED NO.3

M.T.SUDHEER, AGED 26 YEARS,
S/O.THILAKAN, MOOTHAKUNNAM, PARAVOOR,
ERNAKULAM DISTRICT.

BY ADV. SRI.S.RAJEEV

RESPONDENTS: STATE

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM (CRIME NO.47/CR/2006 OF CBCID,
KOZHIKODE).

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.7712 of 2007

Dated this the 14th day of December, 2007

ORDER

Application for regular bail. Petitioner faces indictment for the offences punishable, inter alia, under Sections 120 B and 302 I.P.C. Investigation is complete. Final report has already been filed. The petitioner was arrested on 26.06.07. He continues in custody from that date. It is submitted that the petitioner has no one to look after his interests and he has been continuing in custody without filing any application for bail before any superior courts so far. The petitioner is involved in another crime under Section 395 I.P.C.

2. The learned Public Prosecutor does not oppose the application on condition that appropriate safeguards are insisted and I am satisfied that the petitioner who has remained in custody from 26.6.07 can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall report before the office of the C.B.C.I.D, Ernakulam on the first and third Sundays of all English calendar months between 10 a.m and 12 noon until the case against him is finally disposed of;

iii) He shall not leave the Sessions Division of Ernakulam until further orders without the prior permission of the learned Magistrate except for the purpose of appearing before the courts before which cases against him are pending.

(R.BASANT, JUDGE)

rtr/-